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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN JOSE DIVISION

13 UNITED STATES OF AMERICA,) No. CR 18-00008-MAG
14 Plaintiff,)
15 v.) STIPULATION AND [PROPOSED] ORDER
16 LEE T. DRONE,) SETTING HEARING DATE AND EXCLUDING
17 Defendant.) TIME FROM THE SPEEDY TRIAL ACT
18) CALCULATION

19 The parties, through Counsel, stipulate that the status/change of plea hearing currently scheduled
20 for December 3, 2018, may be continued to February 4, 2019. The reason for the requested continuance
21 is to allow the parties sufficient time to conduct additional investigation, and reach a resolution in this
22 case. The parties also jointly request that time be excluded under the Speedy Trial Act between August
23 6, 2018 and February 4, 2019 to allow the defense and the Government continuity of counsel and the
24 reasonable time necessary for effective preparation, taking into account the exercise of due diligence.

25 See 18 U.S.C. § 3161(h)(7)(B)(iv).

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STIPULATION AND [PROPOSED] ORDER
CR 18-00008-MAG

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2 Dated: 02/04/2019

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/s/
TAMARA CREPET
Counsel for Defendant

Dated: 02/04/2019

/s/
SCOTT N. SPANSAIL
Special Assistant United States Attorney

[PROPOSED] ORDER

Upon stipulation of the parties, IT IS ORDERED that:

1. This matter is set before this Court for a change of plea hearing on February 4, 2019.
2. The time between August 2, 2018 and February 4, 2019 shall be excluded from the computation of time within which trial shall commence under the Speedy Trial Act, as failure to grant the requested continuance would deny defense and Government counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). The ends of justice served by granting the requested continuance outweigh the best interest of the public and the defendant in a speedy trial. *See id.* § 3161(h)(7)(A).

IT IS SO ORDERED.

Dated: 02/04/2019

January 21, 2019

Virginia DeMarchi

VIRGINIA DEMARCHI
United States Magistrate Judge